IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 3445 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE R.R.TRIPATHI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

DHARAMRAJSINH PRAKASHSINH JADEJA

Versus

STATE TRANSPORT EMPLOYEES CO OP CREDIT SOCIETY LTD.

Appearance:

MR MUKESH H RATHOD for Petitioner

Mr.Devnani for MR YOGESH S LAKHANI for Respondent No. 1

CORAM : MR.JUSTICE R.R.TRIPATHI

Date of decision: 14/03/2000

ORAL JUDGEMENT :

The petition is filed against the order dated 25.2.1999 passed by the Labour Court, Rajkot in Complaint No.3 of 1997. It is contended on behalf of the petitioner that pursuant to the order passed by this Court dated 30th July 1998 the matter was before the

Labour Court No.1 and the Presiding Officer has taken too technical a view in the mater on account of which the present proceedings were required to be taken by the present petitioner. In the interest of justice it will be just and proper to quash and set aside the order passed by Labour Court No.1, Rajkot dated 25.2.1999.

2. The matter is remanded to the Labour Court Rajkot. It is directed that the Labour Court, Rajkot, Court No.1, without being technical on the ground that the main matter is pending before Court No.3, i.e. Complaint no.3 of 1997 wherein the impugned order was passed by the Labour Court No.1, shall place all the matters before appropriate court of Labour Court, Rajkot and all these matters shall be decided by the court to which they are assigned by the Labour Court No.1, preferably within six months, but not later than 30.9.2000.

3. In view of the aforesaid directions the present petition is allowed. Rule is made absolute to the aforesaid extent with no order as to costs.

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